

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

AUG 21 2003

OFFICE OF
MANAGING DIRECTOR

Donald Peterson
Vice President
D.A. Peterson, Inc.
393 Smyth Avenue, N.E.
Post Office Box 2356
Alliance, Ohio 44601

Re: Request for Review of Fee Category for WDPN-AM
Fiscal Year 2002 Regulatory Fee
Fee Control No. 0209238835088010

Dear Mr. Peterson:

This is in response to your request dated September 16, 2002, filed on behalf of WDPN-AM, for us to review the regulatory fees for FY 2002 for WDPN-AM and to refund a portion of your fee. You allege that the population the Commission used for determining WDPN's regulatory fee is too high. You state that the population of WDPN-AM's city, Alliance, Ohio, is less than 23,000 and that the population of the 44601 zip code is just under 50,000 persons. You indicate that this is your broadcast marketing area. You state further that the station is a Class B AM and should be in the 0224 category with a fee of \$725.00, rather than the 0226 category with a fee of \$1,575.00 as listed in the Commission's Public Notice, FY 2002 Media Services Regulatory Fees, Attachment J at 109, released, Aug. 7, 2002.

As you requested, we have reviewed the regulatory fee for WPDN-AM. Your assertions regarding the population of Alliance, Ohio may be correct. However, the population count for radio stations is not derived merely by a census of the surrounding community, but from a formula that incorporates various indices such as power, tower size, class size and other technical attributes, *See Assessment and Collection of Regulatory Fees for Fiscal Year 2002*, Report and Order, 17 FCC Rcd 13,203, 13,213, ¶30 (2002) (*Report and Order*). Because a station's radio signal likely reaches beyond the borders of its city of origin or its zip code, in accordance with the Commission's instructions, the populations for the radio stations are mathematically calculated for the population reach of each station's signal using a methodology taking into account specifically identified technical factors. *See Report and Order*, Attachment H, "Factors, measurements and calculations that go into determining station signal contours and associated population coverages").

Donald Peterson, Vice President

2.

According to Dataworld, the source for the population calculations the Commission uses, WDPN-AM's signal reach encompasses a population of 249,497, with a fee code of 0226 and a regulatory fee of \$1,575.00. See Public Notice, Attachment J at 109. Accordingly, you have paid the proper fee for WPDN-AM and therefore are not entitled to a refund. Should you be able to provide a letter verifying a different population from the supplier of that population calculation, the Commission will refund the fee amount overpaid. Similarly, if it is determined that the population calculation and related fee for the station has been understated, and the Commission obtains verification of the correct population calculation from the supplier of the population calculation, the Commission will bill the licensee for the difference in fees that should have been paid. See *Report and Order* at 13213, ¶30.

If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer



0209238135088010

WZKL / WDPN Radio / 393 Smyth Avenue N.E. / Box 2356 / Alliance, Ohio 44601

ACCOUNT PROCESSING
601000DPT/RPT/TMT

2002 SEP 25 P 3:02

RECEIVED
FCC

1575

September 16, 2002

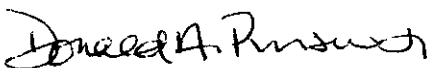
Office of the Managing Director
Federal Communications Commission
445 12th Street, S.W. Room 1-A625
Washington, D.C. 20554
Attn: Regulatory Fee Reduction Request

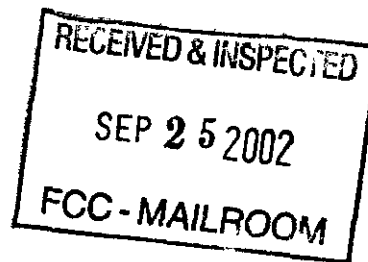
Dear Sirs:

We request the fee for WDPN-AM be reviewed. The population of our city of license, Alliance, Ohio is less than 23,000. The population of the 44601 zip code is just under 50,000 persons, and this is our broadcast marketing area.

The station is a Class B AM and should be in the 0224 category with a fee of \$725.00. Your attention to this matter, and a refund of a portion of our fee would be appreciated.

Cordially,


Donald A. Peterson, Jr.
Vice-President
D.A. Peterson, Inc.



WDPN FRM#0003-7710-78

enc.

RECEIVED SEP 27 2002

Regulatory Fee Group or Category	Regulatory Fee	Payment Type Code
Broadcast Auxiliary Station License	\$10	0269
Construction Permit for New AM Station	\$370	0215
Construction Permit for New FM Station	\$1,500	0216

Note that an AM station licensee will be assessed \$10 for each broadcast auxiliary license it holds. Holders of construction permits (CPs) for new AM stations for which a license to cover the CP had not been granted as of October 1, 2001, will be assessed a \$370 fee for each permit held, regardless of station class or population served. A commercial FM station licensee will be assessed \$10 for each broadcast auxiliary license it holds. Holders of construction permits (CPs) for new FM stations for which a license to cover the CP had not been granted as of October 1, 2001, will be assessed a \$1,500 fee for each permit held, regardless of station class or population served.

FEE PAYMENT PROCEDURES FOR COMMERCIAL VHF/UHF TV STATIONS

WHO MUST PAY: Licensees of commercial VHF and commercial UHF television stations and holders of construction permits for new stations whose license or permit was granted on or before October 1, 2001. Commercial television station licensees who also hold auxiliary broadcast service licenses operated in conjunction with the main TV station (e.g., remote pickup stations, intercity relay stations) will also be assessed a regulatory fee for each of these stations. Government entities are not required to pay regulatory fees and should not submit payment. Non-profit entities may also be exempt. *The Commission requires that each exempt entity submit, or have on file with the Commission, a valid IRS Determination Letter documenting its nonprofit status or certification from a governmental authority attesting to its exempt status.*

FEE REQUIREMENT: Fees are assessed commercial television stations licensees based upon the size of the Nielsen Designated Market Area (DMA) as listed in the 2002 Edition of the Television & Cable Factbook, Stations Volume No. 70, 2002 Edition, Warren Publishing, Inc. Fees will be assessed as follows:

Commercial VHF Stations:	Regulatory Fee	Payment Type Code
Markets 1-10:	\$47,050	0253
Markets 11-25:	\$34,700	0254
Markets 26-50:	\$23,625	0255
Markets 51-100:	\$15,150	0256
Remaining Markets:	\$3,525	0257
Broadcast Auxiliary Station	\$10	0269
Construction Permits:	\$2,750	0258

should not submit payment. Non-profit entities may also be exempt. *The Commission requires that each exempt entity submit, or have on file with the Commission, a valid IRS Determination Letter documenting its nonprofit status or certification from a governmental authority attesting to its exempt status.*

AM Conversion Table: For those licensees of AM radio stations who may be unfamiliar with the current station class designations, we provide the following:

<u>Old Class</u>	<u>New Class</u>
Class I	Class A
Class II & III	Class B
Class II.D & II.S	Class D
Class III.D & III.S	Class D
Class IV	Class C

Fee Requirement: Fees are assessed for AM and FM radio station licensees based upon class of station and population served. Determination of class is based upon the station's most recent granted license on or before October 1, 2001. AM and FM radio stations are divided into 36 fee groups. The fee amount may be obtained by contacting the FCC's National Call Center at 1-888-225-5322 or through a search of the FCC's internet web site <http://www.fcc.gov>. If you have a commercial AM or FM radio station which is not listed, please contact Roland Helvajian at (202) 418-0444 for assistance.

Radio Station Regulatory Fees						
Population Served	AM Class A	AM Class B	AM Class C	AM Class D	FM Classes A, B1 & C3	FM Classes B, C, C1 & C2
<=20,000	0217 \$500	0223 \$375	0229 \$275	0235 \$325	0241 \$375	0247 \$500
20,001 - 50,000	0218 \$925	0224 \$725	0230 \$375	0236 \$525	0242 \$725	0248 \$925
50,001 - 125,000	0219 \$1,500	0225 \$975	0231 \$525	0237 \$775	0243 \$975	0249 \$1,500
125,001 - 400,000	0220 \$2,250	0226 \$1,575	0232 \$800	0238 \$950	0244 \$1,575	0250 \$2,250
400,001 - 1,000,000	0221 \$3,125	0227 \$2,525	0233 \$1,425	0239 \$1,700	0245 \$2,525	0251 \$3,125
>1,000,000	0222 \$4,975	0228 \$4,100	0234 \$2,075	0240 \$2,625	0246 \$4,100	0252 \$4,975

FY 2002 AM and FM Radio Regulatory Fees

	Service	City of License	State	Class	Pop. Served	Fee	Fee Code
	AM	Fairhope	AL	B	398,725	\$ 1,575	0226
	FM	Chickasaw	AL	C2	382,098	\$ 2,250	0250
	AM	Lorain	OH	B	225,231	\$ 1,575	0226
	AM	Washington	NC	B	63,808	\$ 975	0225
	FM	Murfreesboro	NC	A	10,828	\$ 375	0241
WDME-FM	FM	Dover-Foxcroft	ME	A	8,332	\$ 375	0241
WDMG	AM	Douglas	GA	B	50,630	\$ 975	0225
WDMG-FM	FM	Douglas	GA	C1	40,739	\$ 925	0248
WDMJ	AM	Marquette	MI	B	48,685	\$ 725	0224
WDMK	FM	Mount Clemens	MI	B	2,314,742	\$ 4,975	0252
WDML	FM	Woodlawn	IL	A	7,406	\$ 375	0241
WDMN	AM	Toledo	OH	D	367,806	\$ 950	0238
WDMP	AM	Dodgeville	WI	D	13,124	\$ 325	0235
WDMP-FM	FM	Dodgeville	WI	A	10,499	\$ 375	0241
WDMS	FM	Greenville	MS	C1	87,178	\$ 1,500	0249
WDMV	AM	Pocomoke City	MD	B	26,313	\$ 725	0224
WDMX	FM	Vienna	WV	A	101,027	\$ 975	0243
WDNB	FM	Jeffersonville	NY	A	19,498	\$ 375	0241
WDNC	AM	Durham	NC	B	848,330	\$ 2,525	0227
WDND	AM	South Bend	IN	B	223,705	\$ 1,575	0226
WDNE	AM	Elkins	WV	C	17,459	\$ 275	0229
WDNE-FM	FM	Elkins	WV	B1	35,527	\$ 725	0242
WDNG	AM	Anniston	AL	C	53,784	\$ 525	0231
WDNH-FM	FM	Honesdale	PA	A	21,249	\$ 725	0242
WDNL	FM	Danville	IL	B	87,209	\$ 1,500	0249
WDNS	FM	Bowling Green	KY	C3	97,342	\$ 975	0243
WDNT	AM	Dayton	TN	B	16,682	\$ 375	0223
WDNT-FM	FM	Dayton	TN	A	27,915	\$ 725	0242
WDNY	AM	Dansville	NY	C	15,788	\$ 275	0229
WDNY-FM	FM	Dansville	NY	D	7,275	\$ 375	0241
WDOC	AM	Prestonsburg	KY	B	28,960	\$ 525	0236
WDOD	AM	Chattanooga	TN	B	214,505	\$ 1,575	0226
WDOD-FM	FM	Chattanooga	TN	C	685,474	\$ 3,125	0251
WDOE	AM	Dunkirk	NY	B	46,241	\$ 725	0224
WDOG	AM	Allendale	SC	D	10,121	\$ 325	0235
WDOG-FM	FM	Allendale	SC	A	11,203	\$ 375	0241
WDOH	FM	Delphos	OH	A	34,479	\$ 725	0242
WDOK	FM	Cleveland	OH	B	1,788,587	\$ 4,975	0252
WDOR	AM	Sturgeon Bay	WI	B	26,007	\$ 725	0224
WDOR-FM	FM	Sturgeon Bay	WI	C1	71,197	\$ 1,500	0249
WDOS	AM	Oneonta	NY	D	47,593	\$ 525	0236
WDOT	FM	Danville	VT	A	17,898	\$ 375	0241
WDOV	AM	Dover	DE	B	132,829	\$ 1,575	0226
WDOW	AM	Dowagiac	MI	B	11,927	\$ 375	0223
WDOX	FM	North Cape May	NJ	A	46,115	\$ 725	0242
WDPC	AM	Dallas	GA	D	34,130	\$ 525	0236
WDPN	AM	Alliance	OH	B	249,497	\$ 1,575	0226
WDPT	FM	Piqua	OH	B	187,769	\$ 2,250	0250
WDQN	AM	Du Quoin	IL	B	13,060	\$ 375	0223
WDQN-FM	FM	Du Quoin	IL	A	17,905	\$ 375	0241
WDQX	FM	Morton	IL	A	105,907	\$ 975	0243
WDQZ	FM	Lexington	IL	A	74,095	\$ 975	0243
WDRG	AM	Hartford	CT	B	400,779	\$ 2,525	0227
WDRG-FM	FM	Hartford	CT	B	1,559,614	\$ 4,975	0252
WDRD	AM	Newburg	KY	B	874,235	\$ 2,525	0227
WDRE	FM	Westhampton	NY	A	55,182	\$ 975	0243

Attach

Call Sign
WZOT
WZOU
WZOM
WZOT

FY 2002 AM and FM Radio Regulatory Fees

Call Sign	Service	City of License	State	Class	Pop. Served	Fee	Fee Code
WZHF	AM	Arlington	VA	B	1,285,909	\$ 4,100	0228
WZHR	AM	Zephyrhills	FL	C	70,642	\$ 525	0231
WZHT	FM	Troy	AL	C	393,000	\$ 2,250	0250
WZID	FM	Manchester	NH	B	564,500	\$ 3,125	0251
WZIO	FM	Smithville	GA	A	11,314	\$ 375	0241
WZJO	FM	Dunbar	WV	B1	203,027	\$ 1,575	0244
WZJS	FM	Banner Elk	NC	A	36,305	\$ 725	0242
WZJY	AM	Mount Pleasant	SC	B	107,052	\$ 975	0225
WZKB	FM	Wallace	NC	A	15,797	\$ 375	0241
WZKF	FM	Salem	IN	B	630,801	\$ 3,125	0251
WZKL	FM	Alliance	OH	B	356,886	\$ 2,250	0250
WZKM	FM	Montgomery	WV	A	38,290	\$ 725	0242
WZKR	FM	Decatur	MS	C3	44,256	\$ 725	0242
WZKS	FM	Union	MS	C2	73,067	\$ 1,500	0249
WZKX	FM	Bay Saint Louis	MS	C	377,680	\$ 2,250	0250
WZKY	AM	Albemarle	NC	B	30,878	\$ 725	0224
WZKZ	FM	Alfred	NY	A	20,905	\$ 725	0242
WZLA-FM	FM	Abbeville	SC	A	21,288	\$ 725	0242
WZLD	FM	Petal	MS	A	26,348	\$ 725	0242
WZLK	FM	Virgie	KY	A	37,578	\$ 725	0242
WZLM	FM	Dadeville	AL	A	24,534	\$ 725	0242
WZLQ	FM	Tupelo	MS	C1	189,990	\$ 2,250	0250
WZLS	FM	Biltmore Forest	NC	A	158,091	\$ 1,575	0244
WZLT	FM	Lexington	TN	A	14,314	\$ 375	0241
WZLX	FM	Boston	MA	B	2,889,497	\$ 4,975	0252
WZMG	AM	Pepperell	AL	B	81,482	\$ 975	0225
WZMJ	FM	Batesburg	SC	A	43,733	\$ 725	0242
WZMQ	FM	Key Largo	FL	C2	20,891	\$ 925	0248
WZMR	FM	Altamont	NY	A	157,952	\$ 1,575	0244
WZMT	FM	Ponce	PR	B1	202,611	\$ 1,575	0244
WZMX	FM	Hartford	CT	B	1,545,559	\$ 4,975	0252
WZNA	AM	Moca	PR	B	385,289	\$ 1,575	0226
WZNE	FM	Brighton	NY	A	536,391	\$ 2,525	0245
WZNF	FM	Lumberton	MS	C1	272,204	\$ 2,250	0250
WZNG	AM	Shelbyville	TN	C	26,171	\$ 375	0230
WZNL	FM	Demopolis	AL	C3	13,258	\$ 375	0241
WZNL	FM	Norway	MI	C3	30,354	\$ 725	0242
WZNN	AM	Lexington	AL	B	227,719	\$ 1,575	0226
WZNO	AM	Pensacola	FL	C	155,162	\$ 800	0232
WZNS	FM	Fort Walton Beach	FL	C1	165,566	\$ 2,250	0250
WZNT	FM	San Juan	PR	B	2,265,798	\$ 4,975	0252
WZNX	FM	Sullivan	IL	B1	20,279	\$ 725	0242
WZNY	FM	Augusta	GA	C	176,059	\$ 2,250	0250
WZNZ	AM	Jacksonville	FL	B	476,618	\$ 2,525	0227
WZOB	AM	Fort Payne	AL	B	28,156	\$ 725	0224
WZOC	FM	Plymouth	IN	B1	255,067	\$ 1,575	0244
WZOE	AM	Princeton	IL	C	16,847	\$ 275	0229
WZOE-FM	FM	Princeton	IL	A	19,570	\$ 375	0241
WZOK	FM	Rockford	IL	B	380,831	\$ 2,250	0250
WZOL	FM	Luquillo	PR	A	226,686	\$ 1,575	0244
WZOM	FM	Defiance	OH	A	34,119	\$ 725	0242
WZON	AM	Bangor	ME	B	119,245	\$ 975	0225
WZOO	AM	Asheboro	NC	D	87,353	\$ 775	0237
WZOO-FM	FM	Edgewood	OH	A	65,425	\$ 975	0243
WZOQ	FM	Wapakoneta	OH	A	94,256	\$ 975	0243
WZOR	FM	Mishicot	WI	C3	41,369	\$ 725	0242

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0589
Page No 1 of 2

(1) LOCKBOX #

SPECIAL USE

FCC USE ONLY

SECTION A - PAYER INFORMATION

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)

D. A. PETERSON, INC.

(3) TOTAL AMOUNT PAID (U.S. Dollars and

(4) STREET ADDRESS LINE NO. 1

393 SMYTH AVENUE, N.E.

(5) STREET ADDRESS LINE NO. 2

P.O. BOX 2356

(6) CITY

ALLENANCE

(7) STATE

OH

(8) ZIP CODE

44601-0356

(9) DAYTIME TELEPHONE NUMBER (include area code)

13308211111

(10) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(11) PAYER (FRN)

0003-7710-78

(12) PAYER (TIN)

340710873

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)

(13) APPLICANT NAME

(14) STREET ADDRESS LINE NO. 1

(15) STREET ADDRESS LINE NO. 2

(16) CITY

(17) STATE

(18) ZIP CODE

(19) DAYTIME TELEPHONE NUMBER (include area code)

(20) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(21) APPLICANT (FRN)

(22) APPLICANT (TIN)

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET

(23A) CALL SIGN/OTHER ID

WZKZ

(24A) PAYMENT TYPE CODE

0250

(25A) QUANTITY

1

(26A) FEE DUE FOR (PTC)

2250.00

(27A) TOTAL FEE

2250.00

FCC USE ONLY

(28A) FCC CODE 1

(29A) FCC CODE 2

(23B) CALL SIGN/OTHER ID

WZKZ

(24B) PAYMENT TYPE CODE

0269

(25B) QUANTITY

1

(26B) FEE DUE FOR (PTC)

10.00

(27B) TOTAL FEE

10.00

FCC USE ONLY

(28B) FCC CODE 1

(29B) FCC CODE 2

SECTION D - CERTIFICATION

(30) CERTIFICATION STATEMENT

I DONALD A. PETERSON, JR.

certify under penalty of perjury that the foregoing and supporting information is true and correct to

the best of my knowledge information and belief

SIGNATURE

DATE

9/14/02

SECTION E - CREDIT CARD PAYMENT INFORMATION

(31)

☐ MASTERCARD

MASTERCARD/VISA ACCOUNT NUMBER.

EXPIRATION

☐ VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described

SIGNATURE

DATE

SPECIAL USE
FCC USE ONLY

USE THIS SECTION ONLY FOR EACH ADDITIONAL APPLICANT

SECTION BB - ADDITIONAL APPLICANT INFORMATION

(13) APPLICANT NAME D. A. PETERSON, INC.	
(14) STREET ADDRESS LINE NO. 1 393 SMYTH AVENUE, N.E.	
(15) STREET ADDRESS LINE NO. 2 P.O. BOX 2356	
(16) CITY ALLIANCE	(17) STATE OH
(18) ZIP CODE 44601-0356	
(19) DAYTIME TELEPHONE NUMBER (include area code) 1330821111	(20) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(21) APPLICANT (FRN) 0003-7710-78	(22) APPLICANT (TIN) 340710873
--------------------------------------	-----------------------------------

IF MORE BOXES ARE NEEDED, USE ADDITIONAL FCC 159-C CONTINUATION SHEETS TO LIST EACH SERVICE

SECTION CC - PAYMENT INFORMATION

(23A) CALL SIGN/OTHER ID WJPN	(24A) PAYMENT TYPE CODE 0226	(25A) QUANTITY 11
(26A) FEE DUE FOR (PTC) 1575.00	(27A) TOTAL FEE 1575.00	FCC USE ONLY
(28A) FCC CODE 1	(29A) FCC CODE 2	
C O P Y		
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY
(28B) FCC CODE 1	(29B) FCC CODE 2	
(23C) CALL SIGN/OTHER ID	(24C) PAYMENT TYPE CODE	(25C) QUANTITY
(26C) FEE DUE FOR (PTC)	(27C) TOTAL FEE	FCC USE ONLY
(28C) FCC CODE 1	(29C) FCC CODE 2	
(23D) CALL SIGN/OTHER ID	(24D) PAYMENT TYPE CODE	(25D) QUANTITY
(26D) FEE DUE FOR (PTC)	(27D) TOTAL FEE	FCC USE ONLY
(28D) FCC CODE 1	(29D) FCC CODE 2	
(23E) CALL SIGN/OTHER ID	(24E) PAYMENT TYPE CODE	(25E) QUANTITY
(26E) FEE DUE FOR (PTC)	(27E) TOTAL FEE	FCC USE ONLY
(28E) FCC CODE 1	(29E) FCC CODE 2	
(23F) CALL SIGN/OTHER ID	(24F) PAYMENT TYPE CODE	(25F) QUANTITY
(26F) FEE DUE FOR (PTC)	(27F) TOTAL FEE	FCC USE ONLY
(28F) FCC CODE 1	(29F) FCC CODE 2	

Payment Transactions Detail Report

Date: 11/13/2002

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name	Fcc Account Number	Payer TIN	Received Date							
0209238835088010	D A PETERSON INC PO BOX 2356 393 SMYTH AVENUE NE ALLIANCE OH 44601	WP00028126	0340710873	19/20/2002 00:00:00							
Payment Amount	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type
\$3,835.00	\$3,835.00	3	0226	1	WDPN	D A PETERSON INC	446010356		\$1,575.00	1	PMT
\$3,835.00	\$3,835.00	1	0250	1	WZKL	D A PETERSON INC	446010356		\$2,250.00	1	PMT
\$3,835.00	\$3,835.00	2	0269	1	WZKL	D A PETERSON INC	446010356		\$10.00	1	PMT
Total	3								\$3,835.00		